

UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH DAKOTA
NORTHERN DIVISION

SIOUX RURAL WATER SYSTEM, INC., a
Non-Profit Corporation

Plaintiff,

vs.

CITY OF WATERTOWN, a South Dakota
Municipality, and WATERTOWN
MUNICIPAL UTILITIES, an agency of the
CITY OF WATERTOWN

Defendants.

Civ. 15-1023

**AFFIDAVIT OF JEFF COLE IN
SUPPORT OF MOTION FOR
SUMMARY JUDGMENT**

STATE OF SOUTH DAKOTA)
 : SS
COUNTY OF LINCOLN)

Jeff Cole, being first duly sworn on oath, deposes and states:

1. That this affiant is one of the attorneys representing Sioux Rural Water System, a non-profit corporation, in the above-entitled matter.
2. Attached hereto as Exhibit 1 is a true and correct copy of the relevant portions of Jeff Deville's deposition testimony.
3. Attached hereto as Exhibit 2 is a true and correct copy of the relevant portions of Steve Burian's deposition testimony.
4. Attached here to as Exhibit 3 is a true and correct copy of the relevant portions of Steve Lehner's deposition testimony.
5. Attached hereto as Exhibit 4 is a true and correct copy of the relevant portions of Richard Wagner's deposition testimony.

6. Attached hereto as Exhibit 5 is a true and correct copy of the relevant portions of Darin Schriever's deposition testimony, including Exhibit 4 which was his Expert Report. Attached are the first 8 pages of his report.

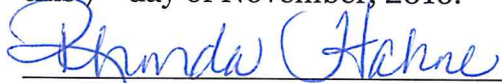
7. Attached hereto as Exhibit 6 is a true and correct copy of Steve Burian and Richard Wagner's Expert Report.

Dated this 7th day of November, 2016.



Jeff Cole

Subscribed and sworn to before me
this 7th day of November, 2016.



Notary Public - South Dakota
My Commission Expires: 07.08.2019

